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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/036,208  
Filed: October 29, 2001  
1<sup>st</sup> Inventor: ODAKA, H. et al.  
For: Pharmaceutical Composition  
Atty. Dkt. No. 2530 US1P

Art Unit: 1614  
Examiner: tba  
Allowed:  
Batch:  
Paper No.:

#4

**REQUEST TO CORRECT FILING DATE AND FILING RECEIPT**

OIPE  
Customer Service Center  
Commissioner for Patents  
Washington, D.C. 20231  
Sir:

Applicants have noted errors in the Filing Receipt for this application.

**Filing Date:**

Please change [12/29/2001] to read instead - - 10/29/2001 - -

**Atty Docket No.:**

Please change [2530 USA1P] to read instead - -2530 US1P- -

**Title:**

Please insert after "Pharmaceutical Composition" - -for the treatment of diabetes- -

**REMARKS**

**I. Certificate of Mailing under 37 CFR 1.10 dated 10/29/2001**

Applicants herewith enclose a copy of the Certificate of Mailing under 37 CFR 1.10 showing the date of deposit of the present application papers on 10/29/2001, signed by Gail Winokur.

**III. Express Mail Receipt #EL 792689035 US Date In 10/29/2001**

Applicants herewith enclose a copy of the Express Mail Receipt #EL 792689035 US showing the Date In as 10/29/2001 by the Lincolnshire Post Office.

### III. Return Postcard Showing Incorrect Filing Date

Applicants also enclose a copy of the return receipt postcard marked with the wrong filing date. Applicants were informed by phone to await issue of the Filing Receipt before requesting correction of the error.

A marked-up copy of the Filing Receipt is enclosed.

### **Conclusion**

In view of the supporting documentation, Applicants respectfully request that the correct filing date of 10/29/2001 be assigned to the above-identified application. Applicants request that the requested corrections in the filing receipt be made and a Corrected Filing Receipt issued.

Should the Examiner believe that a conference with applicants' attorney would advance prosecution of this application, she is respectfully requested to call applicants' attorney at (847) 383-3372.

Respectfully submitted,

Dated: February 19, 2002

(847)383-3372

(847)383-3391



Mark Chao, Ph.D., Reg. No. 37,293

Elaine M. Ramesh, Ph.D., Reg. No. 43032

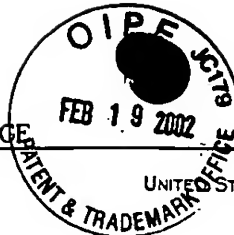
Attorney for Applicants

Customer No. 23115

Takeda Pharmaceuticals North America, Inc.  
Intellectual Property Department  
Suite 500, 475 Half Day Road  
Lincolnshire, IL 60069 USA



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/036,208	12/29/2001 10/29/2001	1614	740	2530 [UAS1P] US1P		14	1

CONFIRMATION NO. 4444

## FILING RECEIPT



\*OC000000007424399\*

23115

TAKEDA PHARMACEUTICALS NORTH AMERICA, INC  
INTELLECTUAL PROPERTY DEPARTMENT  
475 HALF DAY ROAD  
SUITE 500  
LINCOLNSHIRE, IL 60069

Date Mailed: 02/05/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Hiroyuki Odaka, Hyogo, JAPAN;  
Masahiro Yamane, Osaka, JAPAN;

## Domestic Priority data as claimed by applicant

THIS APPLICATION IS A DIV OF 09/380,059 08/25/1999 PAT 6,329,403  
WHICH IS A 371 OF PCT/JP99/03496 06/29/1999

## Foreign Applications

JAPAN 10-183700 06/30/1998

If Required, Foreign Filing License Granted 02/05/2002

Projected Publication Date: 05/16/2002

Non-Publication Request: No

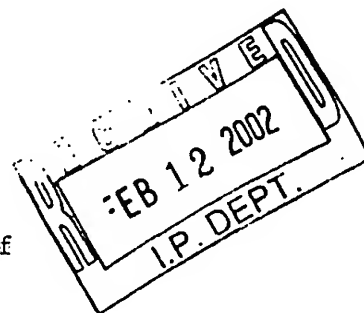
Early Publication Request: No

## Title

[Pharmaceutical composition]

Pharmaceutical Composition For The Treatment of  
Diabetes

Preliminary Class





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:	tba	Art Unit:	tba
Filed:	tba	Examiner:	tba
1 <sup>st</sup> Inventor:	H. ODAKA.	Allowed:	
For:	Pharmaceutical Composition For The Treatment of Diabetes	Batch:	
Atty. Dkt. No.	2530 US1P	Paper No.:	

**CERTIFICATE OF EXPRESS MAILING UNDER 37 CFR 1.10**

**USPS EXPRESS MAIL LABEL. No. EL 792689035 US**

**DATE IN: October 29, 2001**

**Itemized Papers/Items:**

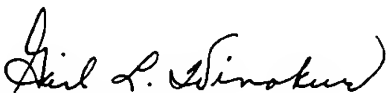
1. This certificate and a Return Receipt Postcard (2 pages.)
2. Transmittal Form (1 page) + Fee Transmittal (1 page X2)
3. Specification 40 total pages, including Claims 1-21 (3 pages.), Abstract (1 page)]
4. First Preliminary Amendment (9 pages)
5. Executed Declaration/Power of Attorney (3 pages) (copy)
6. Information Disclosure Statement (1 page) with Form PTO 1449 (2 pages)

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BOX Patent Application  
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Washington, D.C. 20231.

on this date, October 29, 2001

Dated: 10/29/01

  
\_\_\_\_\_  
Gail L. Winokur

**EL 792689035US**



Application No.:	tba	Art Unit:	tba
Filed:	tba	Examiner:	tba
1 <sup>st</sup> Inventor:	H. ODAKA	Allowed:	
For:	Pharmaceutical Composition for the Treatment of Diabetes	Batch:	
Atty Dkt. No.	2530 USIP	Paper No.:	

The USPTO is requested to kindly acknowledge receipt of the following items:

1. This Postcard and Certificate of Express Mailing (2 pages)
2. Transmittal Form (1 page) + Fee Transmittal (1 page X 2)
3. Specification 40 total pages, including Claims 1-21 (3 pages), Abstract (1 page)]
4. First Preliminary Amendment (9 pages)
5. Executed Declaration/Power of Attorney (3 pages) (copy)
6. Information Disclosure Statement (1 page) with Form PTO 1449 (2 pages)

Respectfully submitted 10/29/01 For Customer No. 23,115  
Express Mail Label No. EL 792689035 IIS  
By Mark Chao, PhD, JD - Reg. No. 37,293

JC930 U.S. PTO  
10/036208  
12/29/01

JC930 U.S. PTO  
10/036208  
10/29/01



02-20-02

Receipt  
#4

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/036,208  
Filed: October 29, 2001  
1<sup>st</sup> Inventor: ODAKA, H. et al.  
For: Pharmaceutical Composition  
Atty. Dkt. No. 2530 US1P

Art Unit: 1614  
Examiner: tba  
Allowed:  
Batch:  
Paper No.:

**CERTIFICATE OF EXPRESS MAILING UNDER 37 CFR 1.10****USPS EXPRESS MAIL LABEL. No. EL 916493064 US****DATE IN: February 19, 2002****Itemized Papers/Items:**

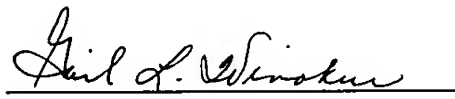
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3. Request to Correct Filing Date and Filing Receipt, and copy of Filing Receipt (6 pgs.)

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on this date, 2/19/02

Dated: 2/19/02

  
Gail L. Winokur

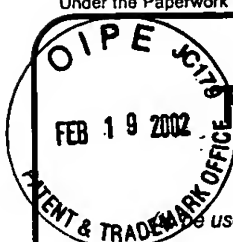
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PTO/SB/21 (08-00)

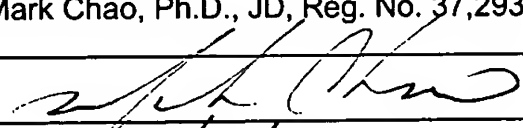
Approved for use through 10/31/2002. OMB 0651-0031


U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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 <b>TRANSMITTAL FORM</b> <small>to be used for all correspondence after initial filing)</small>	Application Number	10/036,208	
	Filing Date	October 29, 2001	
	First Named Inventor	ODAKA, H.	
	Group Art Unit	1614	
	Examiner Name	tba	
Total Number of Pages in This Submission	10	Attorney Docket Number	2530 US1P

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard. Certificate of Express Mailing Request to Correct Filing Date & Filing Receipt + copies of attachments.
Remarks		The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account 500799.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Mark Chao, Ph.D., JD, Reg. No. 37,293
Signature	
Date	2/19/02

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class <sup>EXPRESS</sup> mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 2/19/02			
Typed or printed name	Gail L. Winokur	Date	2/19/02
Signature			

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